

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
LUFKIN DIVISION**

RICHARD TABLER,
Plaintiff,

v.

LORIE DAVIS,
Defendants.

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CIVIL ACTION NO. 9:20-cv-00049

**DEFENDANT LORIE DAVIS'S UNOPPOSED MOTION FOR EXTENSION OF TIME
TO REPLY TO PLAINTIFF'S RESPONSE TO DEFENDANT'S MOTION TO DISMISS**

Defendant Lorie Davis, Director of the Texas Department of Criminal Justice—Correctional Institutions Division (TDCJ-CID), as sued in her official capacity, filed this motion to dismiss pursuant to 12(b)(1) and 12(b)(6) of the Federal Rules of Civil Procedure on May 27, 2020. ECF No. 9. Plaintiff filed an unopposed motion for extension of time to file a response on June 8, 2020, which was granted. ECF No. 10. Plaintiff filed his response in opposition on June 24, 2020. ECF No. 11.

**Motion for an Extension of Time to Reply to Plaintiff's Response in Opposition to
Defendant's Motion to Dismiss.**

Defendant seeks a brief, two-week extension to July 15, 2020, to file her reply to Plaintiff's response in opposition to Defendant's Motion to Dismiss. Undersigned counsel has been under several large deadlines and has been out of state where there is not reliable internet service since June 26, 2020. Undersigned counsel will return July 6, 2020, and has a mediation scheduled for July 10, 2020. This extension will not create a significant impact on judicial proceedings, and this request is not for dilatory purposes; rather, it is in good faith to ensure judicial efficiency.

Conclusion

Defendant Davis prays this Court grant her motion for extension of time, making the reply due July 15, 2020.

Respectfully submitted.

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Attorney General of Texas

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/s/ Briana M. Webb
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Attorneys for Defendant Davis

Certificate of Conference

I, Briana M. Webb, Assistant Attorney General of Texas, do hereby certify that I contacted Plaintiff's counsel, David Lane, Reid Allison and Richard Burr via email on July 1, 2020. I also called David Lane's office line and left a voicemail. They are unopposed to this motion.

/s/ Briana M. Webb
BRIANA M. WEBB
Assistant Attorney General

Certificate of Service

I, Briana M. Webb, Assistant Attorney General of Texas, do hereby certify that a true and correct copy of the above and foregoing has been served via ECF/PACER to all counsel of record on July 1, 2020.

/s/ Briana M. Webb
BRIANA M. WEBB
Assistant Attorney General